

Amendment Under 37 C.F.R. § 1.116  
Serial No. 09/549,167  
Sughrue Ref: Q58838

## **REMARKS**

### ***Formal Matters***

As an initial matter, Applicants thank the Examiner for considering the references submitted with the Information Disclosure Statement filed on April 20, 2004, as was indicated by the Examiner's initials next to the reference number listed on the PTO/SB/08 form.

The Examiner has indicated that a new title is required and has suggested the new title "DIGITAL CAMERA WITH SOFT KEY INPUT SYSTEM FOR CHANGING PICTURE SETTINGS." Applicants, however, do not amend the title in the manner suggested by the Examiner, but instead have amended the title to be "DIGITAL CAMERA HAVING INPUT DEVICES AND A DISPLAY CAPABLE OF DISPLAYING A SET INFORMATION ITEMS".

Claims 14-20 are all of the pending claims. Claims 2-13 have been canceled.

### ***Allowable Subject Matter***

Claims 14-20 are allowed. Applicants submit that each of claims 14-20 is allowable based upon its individual claim language and not based on any paraphrasing of the claim language.

### ***Claim Rejections Under 35 U.S.C. § 102 and §103***

Claims 2, 3, and 6 are rejected under 35 U.S.C. § 102(b) as being anticipated by previously applied Anderson (US 6,486,914). Claim 4 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Anderson in view of Miller et al. (US 6,310,648) ("Miller '648"). Claim 5 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Anderson in view of

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Miller et al. (US 6,233,015) ("Miller '015"). Claims 7-11 and 13 are rejected under 35 U.S.C. § 102(b) as being anticipated by the Kodak DC Digital Camera User's Guide ("Kodak"). Claim 12 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Kodak in view of Miller '015.

In order to place the application in condition for immediate allowance, Applicant has canceled claims 2-13, rendering the rejection of claims 2-13 moot.

In view of the above, reconsideration and immediate allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

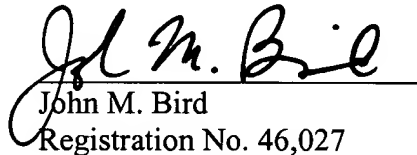
Respectfully submitted,

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**23373**

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